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Attorney for Plaintiff

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,)	2:17-cr-145-KJD-CWH
)	
Plaintiff,)	
)	
v.)	
)	
SHONTAZ HUTCHINSON,)	
)	
Defendant.)	
_____)	

STIPULATION FOR EXTENSION OF TIME

IT IS HEREBY STIPULATED AND AGREED, by and between Steven W. Myhre, Acting United States Attorney, and Phillip N. Smith, Jr., Assistant United States Attorney, counsel for the United States of America, and Rachel Korenblat, Assistant Federal Public Defender, counsel for Defendant SHONTAZ HUTCHINSON, that the date for the Government to file a response to the Defendant's Motion to Suppress (docket #25) be extended for two weeks.

This stipulation is entered for the following reasons:

1. The Defendant's Motion was filed and served on August 28, 2017. *See* Docket #25. The Government's response deadline is September 11, 2017.

1 2. Since the filing of the Defendant's Motion to Suppress, the parties have begun
2 attempting to negotiate the case, which would obviate the need for any further pre-trial litigation.
3 Counsel for the Defendant needs additional time to discuss a proposed plea offer with the
4 Defendant.

5 3. The Defendant is incarcerated, but he does not object to the continuance of the
6 Government's response deadline.

7 4. The additional time requested herein is not sought for purposes of delay, but
8 merely to allow the parties time to reach a negotiation, which will obviate the need for this Court
9 to consider the Defendant's Motion.

10 5. Additionally, denial of this request for continuance could result in a miscarriage
11 of justice.

12 6. This is the first stipulation filed herein to continue the Government's response
13 deadline.

14 DATED: September 7, 2017.

15
16 /s/_____
17 PHILLIP N. SMITH, JR.
18 Assistant United States Attorney
19 Counsel for the United States
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 /s/_____
RACHEL KORENBLAT
Assistant Federal Public Defender
Counsel for Defendant SHONTAZ HUTCHINSON

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3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA

5 * * *

6 UNITED STATES OF AMERICA,) **2:17-cr-145-KJD-CWH**
7)
8 Plaintiff,)
9 v.)
10 SHONTAZ HUTCHINSON,)
11 Defendant.)
12 _____)

13 **FINDINGS OF FACT**

14 Based on the pending Stipulation of counsel, and good cause appearing therefore, the
15 Court finds that:

16 1. The Defendant's Motion was filed and served on August 28, 2017. *See* Docket
17 #25. The Government's response deadline is September 11, 2017.

18 2. Since the filing of the Defendant's Motion to Suppress, the parties have begun
19 attempting to negotiate the case, which would obviate the need for any further pre-trial litigation.
20 Counsel for the Defendant needs additional time to discuss a proposed plea offer with the
21 Defendant.

22 3. The Defendant is incarcerated, but he does not object to the continuance of the
23 Government's response deadline.

24 4. The additional time requested herein is not sought for purposes of delay, but
25 merely to allow the parties time to reach a negotiation, which will obviate the need for this Court
26 to consider the Defendant's Motion.

27 5. Additionally, denial of this request for continuance could result in a miscarriage
28 of justice.

6. This is the first stipulation filed herein to continue the Government's response deadline.

For all of the above-stated reasons, the ends of justice would best be served by a continuance of the Government's response deadline.

CONCLUSIONS OF LAW

The additional time requested herein is not sought for purposes of delay, but merely to allow the parties time to reach a negotiation, which will obviate the need for this Court to consider the Defendant's Motion. The failure to grant said continuance would likely result in a miscarriage of justice.

ORDER

IT IS THEREFORE ORDERED, that the previously-scheduled response deadline for the Government to respond to the Defendant's Motion to Suppress is extended until September 25 __, 2017.

UNITED STATES MAGISTRATE JUDGE

Dated: September 8, 2017